

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:

Examiner: Chism, Billy D.

James G. Morris, et al.

Art Unit: 1654

Serial No: 09/776,216

Atty. Docket No.: 010023-000210

Filed: February 2, 2001

Title: AN ESSENTIAL CONSTITUENT

AND METHOD OF USE FOR

MAINTAINING HAIR

Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of a final action under 37 CFR §1.113. Attached hereto is the fee of \$180, as set forth under 37 CFR §1.17(p), for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c).

Consideration of the listed references and favorable action are respectfully solicited.

Dated: March 5, 2004

Respectfully submitted,

John W. Carpenter, Reg. No. 26,447

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NFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known				
Application Number	09/776,216			
Filing Date	February 2, 2001			
First Named Inventor	James G. Morris, et al.			
Group Art Unit	1654			
Examiner Name	Chism, Billy D.			
Attorney Docket Number	010023-000210			

	U.S. PATENT DOCUMENTS						
Examiner Cite No.1		U.S. Patent Document	Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines, Where Relevant		
	Number Kind Code ² (if known)	of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear			
		3,950,529	Fisher et al.	April 13, 1976			
		4,053,589	Gans et al.	October 11, 1977			
		4,282,254	Franzen, et al.	August 4, 1981	·		
		4,696,914	Rüsse et al.	September 29, 1987			
		5,173,085	Brown et al.	December 22, 1992			
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		5,310,539	Williams	May 10, 1994			
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		FOREIGN PATENT DOCUMENTS								
Examiner Cite No.1	Foreign Patent Document		Name of Patentee	Date of Publication of	Pages, Columns, Lines,					
	Office ³	Number⁴	Kind Code ⁵ (<i>if known</i>)	or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T ₆			
	EP	0026985		Roger et al.	1981-08-04					
	FR	2582485		Claude	1986-12-05		Yes			
	wo	01/32030		Sergheraert et al	2001-05-10					
	WO	97/35998		Gilchrest, et al.	1997-10-02					
		-								
		Cite No.1 Office3 EP FR WO	Cite No.1 Office3 Number4 EP 0026985 FR 2582485 WO 01/32030	Cite No.1 Office3 Number4 Kind Code5 (if known) EP 0026985 FR 2582485 WO 01/32030 VIII (III (III (III (III (III (III (III	Cite No.¹ Office³ Number⁴ Kind Code⁵ (if known) or Applicant of Cited Document EP 0026985 Roger et al. FR 2582485 Claude WO 01/32030 Sergheraert et al	Cite No.1 Office3 Number4 Kind Code5 (if known) or Applicant of Cited Document Cited Document MM-DD-YYYY EP 0026985 Roger et al. 1981-08-04 FR 2582485 Claude 1986-12-05 WO 01/32030 Sergheraert et al. 2001-05-10 WO 97/35998 Gilchrest, et al. 1997-10-02	Cite No.1 Office3 Number 4 (if known) Kind Code5 (if known) or Applicant of Cited Document MM-DD-YYYY Cited Document MM-DD-YYYY Where Relevant Passages or Relevant Figures Appear EP 0026985 Roger et al. 1981-08-04 FR 2582485 Claude 1986-12-05 WO 01/32030 Sergheraert et al. 2001-05-10 WO 97/35998 Gilchrest, et al. 1997-10-02			

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark hee if English language Translation is attached.

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		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS		
Examiner Cite No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
		P.A. Anderson, et al. "Histidine, Phenylalanine-Tyrosine and Tryptophan Requirements for Growth of the Young Kitten", published in the Journal of Animal Science, Vol. 50, No. 3, 1980		
		H.R. Glättli, et al. "Dietary Measures and Essential Active Substances for Treating Skin Diseases in Dogs", English translation	Yes	
		S.L. Hoti and K. Balaraman, "Formation of Melanin Pigment by a Mutant of Bacillus Thuringiensis H-14", publication of the Journal of General Microbiology (1993), 139, 2365-2369.		
		C.D. Marsden, "Tyrosinase Activity in the Pigmented Cells of the Nucleus Substantiae Nigrae", publication from the Department of Anatomy, St. Thomas's Hospital Medical School, London; Quarterly Journal of Microscopical Science, Vol. 2, part 4, pp. 469-474, 1961		
		B.M. Paragon and D. Grandjean, "Diet and Skin Problems in the Cat" publication in the Veterinary Medical Review, Vol. 168, No. 10, October 1992, pp. 769-777.	Yes	
		J.M. Williams, et al. "Phenylalanine Requirement of Kittens and the Sparing Effect of Tyrosine", publication in the American Institute of Nutrition, December 8, 1986; the Department of Animal Science and Department of Physiological Sciences, University of California Davis, CA		
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Examiner	•	Date	
Signature		Considered	•

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